

## Message Text

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ACTION EB-11

INFO OCT-01 IO-14 ISO-00 AF-10 ARA-16 EA-11 EUR-25 NEA-14

RSC-01 SCI-06 FRB-03 OMB-01 TAR-02 SP-03 SWF-02

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CU-05 PA-04 PRS-01 USIA-15 NSF-04 DRC-01 /231 W

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FM USMISSION GENEVA

TO SECSTATE WASHDC 7467

INFO USMISSION USUN NEW YORK

UNCLAS GENEVA 4883

E.O. 11652: N/A

TAGS: EIND, UNCTAD

SUBJECT: UNCTAD INTERGOVERNMENTAL GROUP (IGG) ON  
THE TRANSFER OF TECHNOLOGY

REF: GENEVA 4879, 4880

UNOFFICIAL TEXT OF RESOLUTION ADOPTED BY UNCTAD  
INTERGOVERNMENTAL GROUP ON TRANSFER OF TECHNOLOGY ON  
"ROLE OF THE PATENT SYSTEM IN THE TRANSFER OF TECHNOLOGY  
TO THE DEVELOPING COUNTRIES" (TD/B/AC.11/L.19).

QUOTE

THE INTERGOVERNMENTAL GROUP ON TRANSFER ON TECHNOLOGY,  
RECOGNIZING THE IMPORTANCE OF THE TRANSFER OF TECH-  
NOLOGY, INCLUDING PATENTED AND NON-PATENTED TECHNOLOGY,  
IN FULFILLING THE DEVELOPMENT OBJECTIVES OF THE DEVELOPING  
COUNTRIES AND ITS ROLE IN THE IMPLEMENTATION OF THE RELE-  
VANT PROVISIONS OF THE INTERNATIONAL DEVELOPMENT STRATEGY  
FOR THE SECOND UNITED NATIONS DEVELOPMENT DECADE;

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RECALLING RESOLUTION 39(III), PARTICULARLY ITS

PARAGRAPH 10, REQUESTING A STUDY BRINGING UP TO DATE THE REPORT BY THE SECRETARY-GENERAL OF THE UNITED NATIONS ON THE ROLE OF PATENTS IN THE TRANSFER OF TECHNOLOGY TO DEVELOPING COUNTRIES, DEVOTING SPECIAL CONSIDERATION TO THE ROLE OF THE INTERNATIONAL PATENT SYSTEM SUCH AS TRANSFER, WITH A VIEW TO PROVIDING A BETTER UNDERSTANDING OF THIS ROLE IN THE CONTEXT OF A FUTURE REVISION OF THE SYSTEM;

NOTING WITH APPRECIATION THE REPORT PREPARED JOINTLY BY THE UNITED NATIONS DEPARTMENT OF ECONOMIC AND SOCIAL AFFAIRS, THE UNCTAD SECRETARIAT AND THE INTERNATIONAL BUREAU OF THE WORLD INTELLECTUAL PROPERTY ORGANIZATION (WIPO) FOR THE SUBSTANTIVE (THIRD) SESSION OF THE INTER-GOVERNMENTAL GROUP ENTITLED "THE ROLE OF THE PATENT SYSTEM IN THE TRANSFER OF TECHNOLOGY TO DEVELOPING COUNTRIES", AND THE COMMENTS MADE THEREON;

RECOGNIZING THE WORLD INTELLECTUAL PROPERTY ORGANIZATION'S COMPETENCE IN THE LEGAL AND TECHNICAL ASPECTS OF THE TRANSFER OF TECHNOLOGY RELATING TO INDUSTRIAL PROPERTY;

BEARING IN MIND THAT THE WORK IN THIS FIELD SHALL BE CARRIED OUT IN THE CONTEXT OF MAKING PATENT LAWS AND PRACTICES CAPABLE OF EFFECTIVELY COMPLEMENTING OTHER INSTRUMENTS OF POLICY FOR NATIONAL DEVELOPMENT, FACILITATING THE TRANSFER OF FOREIGN TECHNOLOGY AND IMPROVING THE SCIENTIFIC AND TECHNICAL INFRASTRUCTURE OF DEVELOPING COUNTRIES, AND RECOGNIZING THE COMPETENCE OF UNCTAD IN THE ECONOMIC, COMMERCIAL AND DEVELOPMENT ASPECTS OF THE PATENT SYSTEM;

1. REQUESTS THE SECRETARY-GENERAL OF UNCTAD TO CIRCULATE THE STUDY "THE ROLE OF THE PATENT SYSTEM IN THE TRANSFER OF TECHNOLOGY TO DEVELOPING COUNTRIES" (TD/B/AC.11/19 AND ADD. 1) TO GOVERNMENTS MEMBERS OF UNCTAD AND TO SEEK THEIR WRITTEN COMMENTS THEREON;

2. REQUESTS FURTHER THE SECRETARY-GENERAL OF UNCTAD, AFTER RECEIVING WRITTEN COMMENTS, TO CONVENE, A GROUP

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OF EXPERTS TO STUDY ALL RELEVANT ASPECTS OF THE INTERNATIONAL PATENT SYSTEM WHICH HAVE A BEARING ON THE DEVELOPMENT PROCESS OF DEVELOPING COUNTRIES WITH A VIEW TO PROVIDING A BETTER UNDERSTANDING OF THE ROLE OF THAT SYSTEM IN THE CONTEXT OF A POSSIBLE FUTURE REVISION OF THE SYSTEM AIMED AT REFLECTING THE SPECIAL NEEDS OF DEVELOPING COUNTRIES AND MAKE RECOMMENDATIONS THEREON;

3. RECOMMENDS THAT THE GROUP WILL CONSIST OF GOVERNMENTAL EXPERTS FROM 18 COUNTRIES TAKING INTO ACCOUNT EQUITABLE GEOGRAPHICAL DISTRIBUTION;

4. DECIDES THAT, IN PURSUANCE OF ITS TASK THE EXPERT GROUP WILL CONSIDER, INTER ALIA, THE FOLLOWING:

(A) THE IMPORTANCE OF UTILIZING THE INTERNATIONAL PATENT SYSTEM AS EFFECTIVE INSTRUMENTS OF POLICY FOR NATIONAL DEVELOPMENT;

(B) THE NEED TO TAKE INTO ACCOUNT IN ANY REVISION OF THE PATENT SYSTEM THE PROMOTION OF NATIONAL SCIENTIFIC AND TECHNOLOGICAL CAPABILITIES OF DEVELOPING COUNTRIES AND THE IMPROVEMENT OF THEIR ACCESS TO TECHNOLOGY;

(C) THE EVALUATION OF THE TYPE OF INDUSTRIAL PROPERTY SYSTEM OR ANY OTHER SYSTEM WHICH MIGHT BE NEEDED BY DEVELOPING COUNTRIES FOR IMPROVING THEIR NATIONAL SCIENTIFIC AND TECHNOLOGICAL STAGES OF INDUSTRIALIZATION;

(D) IN CARRYING OUT ITS STUDIES AND SUBMITTING ITS RECOMMENDATIONS, THE GROUP OF EXPERTS SHALL GIVE SPECIAL CONSIDERATION TO THE POSITION OF THE LEAST DEVELOPED AMONG THE DEVELOPING COUNTRIES;

5. REQUESTS FURTHER THE COMPETENT SUBSIDIARY BODY IN THE FIELD OF TRANSFER OF TECHNOLOGY OF THE TDB AT ITS NEXT SESSION TO CONSIDER THE EXPERT GROUP'S REPORT AND RECOMMEND APPROPRIATE ACTION THEREON. UNQUOTE ABRAMS

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## Message Attributes

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**TAGS:** EIND, UNCTAD  
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